

REMARKS

Reconsideration of the present application, as amended, is respectfully requested.

A. STATUS OF THE CLAIMS

As result of the present amendment, claims 1 and 6-8 are presented in the case for continued prosecution.

Claim 1 has been allowed.

Claims 2-5 have been canceled without prejudice.

Claim 6 has been amended to delete "prevention" without prejudice. Claim 6 has been further amended to delete compounds represented by formula 1 wherein R is "methyl, hydroxymethyl, aldehyde, or methylester" and compounds represented by formula 2-6 without prejudice.

Claims 7-8 have been amended according to the amendment in claim 6.

No new matter has been added.

B. SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

A Supplemental Information Disclosure Statement has been filed on July 30, 2008, about 5 days before the mailing date of the Office Action. The Supplemental Information Disclosure Statement contained a copy of documents from The International Search Report. Applicants respectfully request that the Supplemental Information Disclosure Statement be considered for the record.

C. CLAIM REJECTIONS UNDER 35 USC § 112, FIRST PARAGRAPH

On pages 2-3 of the Office Action, claims 6-8 are rejected under 35 USC § 112, first paragraph, to comply with the enablement requirement. The Examiner indicated that the claims include subject matter which was not described in the specification. Without admitting the appropriateness of the Examiner's position and for facilitating prosecution, claim 6 has been amended to remove the recitation, "prevention" and claims 7-8 have been amended accordingly. As a result of the amendments to the claims, the rejections are obviated.

D. CLAIM REJECTIONS UNDER 35 USC § 102

On pages 3-4 of the Office Action, claims 6-8 are rejected under 35 USC § 102, as allegedly being anticipated by Harrison et al., and further by Flores et al. Without admitting the

appropriateness of the Examiner's position and for facilitating prosecution, claim 6 has been amended to remove the cited compounds, wherein R is methyl, hydroxymethyl, aldehyde and methylester in Formula 1 and claims 7-8 have been amended accordingly. As a result of the amendments to the claims, the rejections are obviated.

For all of the amendments and the above reasons, reconsideration and withdrawal of this ground of rejections is respectfully requested.

E. FEES

This response is being filed with the shortened period for response. Thus, no fee is believed to be required. If, on the other hand, it is determined that any further fees are due or any overpayment has been made, the Assistant Commissioner is hereby authorized to debit or credit such sum to deposit account 02-2275.


Pursuant to 37 C.F.R. 1.136(a)(3), please treat this and any concurrent or future reply in this application that requires a petition for an extension of time for its timely submission as incorporating a petition for extension of time for the appropriate length of time. The fee associated therewith is to be charged to Deposit Account No. 02-2275.

F. CONCLUSION

In view of the actions taken and arguments presented, it is respectfully submitted that each and every one of the matters raised by the Examiner have been addressed in this response and that the present application is now in condition for allowance.

An early and favorable action on the merits is earnestly solicited.

Respectfully submitted,
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